

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

BOARD OF TRUSTEES OF THE
CALIFORNIA IRONWORKERS
FIELD PENSION TRUST, ET AL.,

Plaintiff(s),

v.

KIRK NEGRETE, INC.,

Defendant(s).

Case No. EDCV 17-437-KK

JUDGMENT

On March 9, 2017, Plaintiffs¹ filed a Complaint against Defendant Kirk Negrete, Inc. doing business as United Steel Placers (“Defendant”) alleging (1) breach of a written collective bargaining agreement and related trust agreements,

¹ Plaintiffs include the Board of Trustees of the California Ironworkers Field Pension Trust (“Pension Trust”), the Board of Trustees of the California Ironworkers Field Welfare Plan (“Welfare Plan”), the Board of Trustees of the California Field Iron Workers Vacation Trust Fund (“Vacation Trust”), the Board of Trustees of the California Field Ironworkers Apprenticeship Training and Journeyman Retraining Fund (“Training Fund”), the Board of Trustees of the California and Vicinity Field Ironworkers Annuity Trust Fund (“Annuity Fund”), the Board of Trustees of the California Field Ironworkers Administrative Trust (“Admin. Trust”), the Board of Trustees of the California Field Ironworkers Labor Management Cooperative Trust Fund (“LMC Trust”), the Board of Trustees of the Ironworkers’ Compensation Trust (“Workers’ Comp. Trust”), and the Board of Trustees of the Ironworker Management Progressive Action Cooperative Trust (“IMPACT”) (collectively, “Plaintiffs” or the “Trust Funds”).

1 and (2) violation of Section 515 of the Employee Retirement Income Security Act
2 of 1974 ("ERISA"), 29 U.S.C. §§ 1132(g), 1145. ECF Docket No. ("Dkt.") 1,
3 Compl.

4 On March 22, 2018, the Court granted in part and denied in part Plaintiffs'
5 Motion for Summary Judgment. Dkt. 34. On April 13, 2018, Plaintiffs filed a
6 Notice of Withdrawal of their remaining claim seeking liquidated damages for
7 contributions that were delinquent but that Defendant paid prior to the filing of the
8 instant action. Dkt. 39. On May 1, 2018, the Court granted Plaintiffs' Motion for
9 Attorney's Fees and Application to Tax Costs. Dkt. 43.

10 Accordingly, IT IS ORDERED AND ADJUDGED that Plaintiffs shall
11 recover from Defendant:

12 \$6,720.84 in interest

13 \$5,292.00 in audit costs

14 \$99,238.39 in liquidated damages

15 **Total Judgment: \$111,251.23**

16 Additionally, Defendant is ORDERED to submit to Plaintiffs its books and
17 records for November 2017 to the present.

18 Finally, Plaintiffs are awarded attorney's fees in the amount of \$29,112.25
19 and costs in the sum of \$490.00.

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22 Dated: May 01, 2018



23 HONORABLE KENLY KIYA KATO
24 United States Magistrate Judge
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